



EDMUND G. BROWN JR.
GOVERNOR



MATTHEW RODRIGUEZ
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

May 16, 2018

(Via email and Certified Mail)
CERTIFIED MAIL
NO. 7017 2680 0000 6289 5500

Mr. Ainsley Holeso
Facility Manager
Death Valley National Park
P.O. Box 579
Death Valley, California 92328
ainsley_holeso@nps.gov

**SUBJECT: NOTICE OF VIOLATION; UNDERGROUND STORAGE TANK SYSTEMS
LOCATED AT COW CREEK SERVICE ROAD, DEATH VALLEY**

Dear Mr. Holeso:

As part of an initiative by the State Water Resources Control Board (State Water Board) to ensure compliance at government-owned and/or operated underground storage tank (UST) facilities in California, the State Water Board staff inspected the USTs at your facility on April 25, 2018, pursuant to authority under Health and Safety Code (H&SC), chapter 6.7, section 25289.

The State Water Board has identified the following violations pursuant to H&SC, chapter 6.7, and California Code of Regulations (CCR), title 23, chapter 16:

No.	Violation	Tank	Start Date	Stop Date	Regulation
1	Failure to Maintain Plot Plan/Site Map – An approved plot plan/site map indicating the location of the product piping, tanks, and auxiliary equipment with respect to buildings or other landmarks, such as the street was not available in CERS or onsite at the time of the inspection.	All	April 25, 2018	Ongoing	23 CCR 2711(a)(8)
2	Failure to Maintain Monitoring or Testing Records – The 2016 annual monitoring system certification report was not available at the time of inspection. Three years of testing records are required to be maintained on site.	All	April 25, 2018	Ongoing	H&SC 25293; 23 CCR 2712(b)
3	Failure to Maintain Secondary Containment – The June 15, 2016 secondary containment test report indicates multiple failures. No repair records or retest with passing results were present at the time of inspection.	All	June 15, 2016	Ongoing	H&SC 25291(a)(2)

Office of Enforcement | 801 K Street, Suite 2300 | Sacramento, CA 95814 | 916.341.5272

FELICIA MARCUS, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

1001 I Street, Sacramento, CA 95814 | Mailing Address: P.O. Box 100, Sacramento, CA 95812-0100 | www.waterboards.ca.gov

No.	Violation	Tank	Start Date	Stop Date	Regulation
4	Failure to Maintain Operating Permit Onsite – A copy of a current operating permit was not available at the time of inspection.	All	April 25, 2018	Ongoing	H&SC 25284(a); 23 CCR 2712(i)
5	Failure to Maintain Tank Information (Form B) – In CERS, the tank information lists the Xerxes primary containment tank as “steel”; however, it should list “fiberglass.” The tank configuration lists a stand-alone tank, whereas it should list a compartmented tank. The overfill protection should list “yes” for fill tube shut-off valve. Additionally, the piping system type lists conventional suction; however, it should list pressure system. The primary and secondary piping construction lists steel/fiberglass; however, it should list flexible/flexible. Under fill components installed, the spill bucket, striker plate, and containment sump all list “no”; however, they all should list “yes.” Lastly, corrosion protection lists “no” for isolation; however, it should list “yes.”	All	April 25, 2018	Ongoing	23 CCR 2711(a)
6	Failure to Maintain Monitoring Plan – In CERS, the monitoring plan lists “yes” for automatic tank gauge as the tank monitoring method; however, it should list “no.” Continuous electronic tank monitoring should list “yes.” Under pipe monitoring, pipeline integrity testing lists “yes”; however, it should list “no.” Mechanical line leak detector should list “yes.” The under dispenser containment (UDC) construction is single-walled and no vacuum is present. Under periodic system testing, spill bucket testing lists “no”; however, it should list “yes.” Lastly, under record keeping, the tank integrity testing, SIR testing, tank gauging, ATG testing, and corrosion protections logs should all list “no.”	All	April 25, 2018	Ongoing	H&SC 25286(a); 23 CCR 2632(d)(1), 2711(a)(9)
7	Failure to Monitor Product Piping – The sensors located inside both UDCs were unable to detect a leak at the earliest opportunity because both sensors were raised above the bottom of both UDCs. Additionally, the sensors located in the unleaded fill sump and the diesel turbine sump were not located at the lowest point and were not in a vertical position.	All	April 25, 2018	Ongoing	23 CCR 2630(d)

May 16, 2018

You are directed to correct the ongoing violations and submit compliance documentation to the State Water Board and Inyo County Department of Environmental Health Services within sixty (60) days from the date of this letter. Have your Designated Operator make specific notations in the next monthly designated operator report indicating the ongoing violations have been corrected. The monthly designated operator report and any associated photos must be submitted as proof of compliance. Additionally, all debris/rags must be removed from both UDCs. Ainsley Holess should not be listed as the tank operator and the primary and environmental contacts must be updated. Please upload a current response plan and your statement of designated operator agreement into CERS. Finally, under financial responsibility mechanisms, exemption should indicate "yes."

Please send all compliance documentation to the following:

State Water Board

Mr. Douglas McDevitt
UST Enforcement Unit
Office of Enforcement
State Water Resources Control Board
801 K Street, Suite 2300
Sacramento, California 95814
douglas.mcdevitt@waterboards.ca.gov

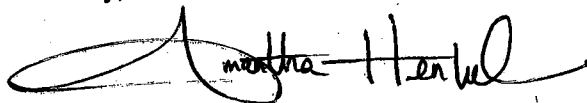
Local CUPA

Ms. Kathie Barton, Director
Inyo County Department of Environmental
Health Services
P.O. Box 427
Independence, California 93526
kbarton@inyocounty.us

Pursuant to Health and Safety Code, chapter 6.7, section 25299, the owner and operator of the tank(s) are liable for a penalty of \$500 to \$5,000 per tank, per day of violation. These penalties will continue to accrue until the violations have been corrected.

If you have any questions, please contact me at (916) 341-5551, or by email at amantha.henkel@waterboards.ca.gov.

Sincerely,



Amantha Henkel
Senior Environmental Scientist
UST Enforcement Unit
Office of Enforcement

cc: See next page.

cc: (via email only)

Ms. Kathe Barton
Director
Inyo County Department of
Environmental Health Services
kbarton@inyocounty.us

Mr. Mike Reynolds
Superintendent
Death Valley National Park
mike_reynolds@nps.gov

Mr. Frank Lambert
Auto Shop Supervisor
Death Valley National Park
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